

ZONING BOARD OF APPEALS

MAY 20, 2004

Present

George Fellows
John Dole
Michael Flavin

Absent

Chairman Powell Keery

Others Present

Donna Stassen, Zoning Board Secretary
Theodore Rauber, Liaison Village Board

Julie Chapus

53 Amity Street

George Fellows led the pledge of allegiance.

Public Hearing

The application of Julie Chapus 53 Amity Street for a Major Home Occupation Permit to conduct a business known as Natural Healing and Counseling Services by Julie M. Chapus. This would be a Major Home Occupation by definitions allowable only after obtaining approval from the Zoning Board of Appeals pursuant to Chapter 140-37.9 B in a Residential District.

Julie Chapus stated that in speaking with Jack Crooks the Building Inspector, the reason that this application is a major is because I have clients coming to my house.

This is not a heavy traffic business, I only see one person at a time and they will park right in my driveway.

The reason why I want to work out of my home is because I have a 10-month-old baby and I want to be home with her. This is a way of supplementing my husband's income. I have been running this business out of my home in the city for two years now. I have built up a clientele, and my clients want to follow me.

At this time, George Fellows read aloud into the record a letter from Building Inspector Jack Crooks offering the following: (filed)

- The following conditions to be placed upon approval.
- Appointments scheduled 30 minutes apart, for parking purposes.
- There is to be no parking on Amity Street.

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George Fellows: Would it be possible to schedule your appointments ½ hour apart.

Mrs. Chapus: Yes, that won't be a problem I usually only see one or two people a night. I start working around 2:30 in the afternoon than I usually don't have another appointment until 6:00 p.m.

At this time, the Public Hearing was closed.

George Fellows: What would be your hours of operation?

Mrs. Chapus: My sitter is a high school student and she gets to the house around 2:45, the first appointment would be around 3:00 and than another one around 6:00 when my husband comes home. I work 2 – 3 days a week now if my clientele continues to build maybe, I will work more. I do not schedule weekend appointments unless it is an emergency.

John Dole: With summer vacations coming up would you be scheduling appointment earlier in the day?

Mrs. Chapus: Maybe if my babysitter was available, but I haven't discussed that.

John Dole: You probably would not be seeing anyone before 9:00 in the morning or after 8:00 in the evening.

Mrs. Chapus: No, the mornings I am busy with the baby.

Michael Flavin: My concern was the parking with a single car driveway. It is not like, there will be a shingle hanging out front, they will be by appointment only.

George Fellows: A small sign is allowed for a Major Home Occupation. There are specific guidelines; a copy of this section of the code will be mailed to you.

George Fellows: I agree with Jack Crooks in regards to off street parking. I don't think there will be a problem using your driveway if you schedule the appointments as requested

At this time, the following resolution was offered:

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Resolution No. 139
May 20, 2004

Introduced by George Fellows
Seconded by John Dole

Resolved that the application of Julie M. Chapus 53 Amity Street, Spencerport for a Major Home Occupation to conduct a business known as Natural Healing and Counseling by Julie M. Chapus be approved with the following conditions:

- All standards and conditions shall be adhered to as outlined in Chapter 140-37.9B.
- All terms of permit revocation, renewal and termination, shall be adhered to as outlined in Chapter 140-37.12.
- Hours of operation 12:00 p.m. until 9:00 p.m.
- Parking on Amity Street is prohibited.
- All scheduled appointments shall be scheduled with a 30-minute separator as per Building Inspector Jack Crooks letter dated May 20, 2004. (file)

Furthermore such application is a Type 2 action and no further environmental review is required.

Ayes: Fellows, Dole, Flavin

Nays: none

Approval of Minutes: Motion made by John Dole seconded by Michael Flavin and carried unanimously that the meeting minutes of April 15, 2004 be approved as read.

Adjournment: Motion made by George Fellows seconded by John Dole and carried unanimously that the meeting be adjourned at 7:30 to go into a workshop session.